

UNITED STATES BANKRUPTCY COURT  
EASTERN DISTRICT OF WISCONSIN

In the Matter of:

Chapter 13

Kenneth and JoLynn Bahls

Case No. 13-28621

Debtor(s).

NOTICE AND REQUEST TO MODIFY CHAPTER 13 PLAN

Kenneth Bahls (Name of proponent of modification) has filed papers with the court requesting modification of the Chapter 13 Plan in the above case.

**Your rights may be affected. You should read these papers carefully and discuss them with your attorney, if you have one in this bankruptcy case. (If you do not have an attorney, you may wish to consult one.)**

If you do not want the court to modify the plan as proposed, or if you want the court to consider your views on the request, then on or before 21 days after service of this notice, you or your attorney must:

File with the court a written request for hearing which shall contain a short and plain statement of the factual and legal basis for the objection. File your written request at:

Clerk of Bankruptcy Court

517 E. Wisconsin Avenue

Room 126

Milwaukee, WI 53202-4581

If you mail your request to the court for filing, you must mail it early enough so the court will receive it on or before the date stated above.

You must also mail a copy to:

Attorney for Proponent

Michael E. Holsen

Firm Name

Geraci Law LLC

Address, Suite #

2505 N. Mayfair Road Suite #101

City, State, Zip

Milwaukee, WI 53226

If you, or your attorney, do not take these steps, the court may decide that you do not oppose the request and may enter an order modifying the Plan.

Michael E. Holsen  
2505 N. Mayfair Road  
Suite 101  
Milwaukee, WI 53226  
877.247.1960

Attorney Name  
Street Address  
Suite #  
City, State, Zip  
Phone No.  
FAX No.

## REQUEST TO MODIFY CHAPTER 13 PLAN

1. The Proponent of this modification is:

- ☒ the Debtor;  
☐ the Chapter 13 Trustee (post-confirmation modifications only);  
☐ the holder of an unsecured claim (post-confirmation modifications only)

Name: \_\_\_\_\_

2. This is a request to modify a Chapter 13 Plan (Select A. or B.):

- ☐ A. post-confirmation;  
☒ B. pre-confirmation (Select i. or ii);

☐ i. Debtor(s)/Debtor(s) attorney certifies that the proposed modification does not materially adversely affect creditors (Local Bankruptcy Rule 3015(b)); or

☒ ii. Debtor(s)/Debtor(s) attorney certifies that the proposed modification materially adversely affects only the following creditors and a copy of the proposed modification has been served on them (Local Bankruptcy Rule 3015(b)).

The creditors affected are:

|                     |                               |
|---------------------|-------------------------------|
| Richard Cramer      | Donohue Law Office, LLC       |
| N4362 County Road M | 218 E. Oak Street, PO Box 205 |
| Juneau, WI 53039    | Juneau, WI 53039              |

3. The Proponent wishes to modify the Chapter 13 Plan to do the following:

Account for the claim of Richard Cramer.

4. The reason(s) for the modification is/are:

The claim includes an unsecured lease arrearage as well as an administrative claim for post-petition debts. Debtors believed they were up-to-date through at least June 2013 but the proof of claim contradicts this. Debtors only paid cash and so do not have records sufficient to rebut the proof of claim.

5. Select A. or B.

☐ A. The Chapter 13 Plan confirmed or modified on \_\_\_\_\_ is modified as follows:

☒ B. The unconfirmed Chapter 13 Plan dated 6/24/2013 is modified as follows:

The plan is extended to 60 months. Claim 14-1 of Richard Cramer shall be paid \$1,825 as a lease arrearage under Section 8 of the Plan. Claim 14-1 of Richard Cramer shall be paid \$1,400 as a post-petition administrative claim for July and August 2013 rent.

All remaining terms and provisions of the Plan are unaffected unless specifically addressed herein. In the event of a conflict between the original Plan and the modification set forth above, the latter shall supersede and control.

6. BY SIGNING BELOW THE PROPONENT OF THE MODIFICATION CERTIFIES THAT, AFTER REVIEW OF THE MODIFICATION AND ALL OTHER TERMS AND PROVISIONS OF THE PLAN, THOSE REMAINING TERMS AND PROVISIONS OF THE PLAN ARE CONSISTENT WITH THE PROPOSED MODIFICATIONS.

### CERTIFICATION

Complete one of the certifications below:

1. I/We, \_\_\_\_\_, the debtor(s) in this case, certify that I/we have reviewed the modification to the Chapter 13 plan proposed in this motion, and I/we authorize my/our attorney to file it with the court.

\_\_\_\_\_  
Debtor

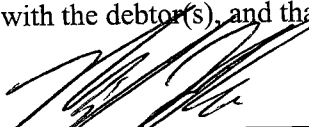
\_\_\_\_\_  
Date

\_\_\_\_\_  
Debtor

\_\_\_\_\_  
Date

OR

2. I Michael E. Holsen, attorney for debtor(s) Kenneth and JoLynn Bahls, certify that I have reviewed the modification proposed above with the debtor(s), and that the debtor(s) has/have authorized me to file it with the court.

  
Counsel for the debtor(s)

August 20, 2013

\_\_\_\_\_  
Date

WHEREFORE, the Proponent requests that the court approve the modification to the Chapter 13 Plan as stated herein.

Dated: August 20, 2013

at City, State.

Milwaukee, WI

Attorneys for Geraci Law LLC

FIRM NAME

By: Michael E. Holsen

ATTORNEY

Bar No. 1073973

Print Form

**UNITED STATES BANKRUPTCY COURT  
EASTERN DISTRICT OF WISCONSIN**

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**Case No.:** 13-28621  
**Judge:** Susan V. Kelley  
**Chapter:** Chapter 13

**In Re: Kenneth Bahls  
JoLynn Bahls**

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**CERTIFICATE OF SERVICE**

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The undersigned, an Attorney, does hereby certify that a copy of this Certificate of Service and a copy of the attached Amended Plan were mailed First Class to the persons mentioned below, at their respective addresses, postage prepaid, by U.S. Mail in Milwaukee, WI on Tuesday, August 20, 2013:

Kenneth Bahls  
JoLynn Bahls  
N4398 County Road M  
Juneau, WI 53039

**Richard Cramer**  
N4362 County Road M  
Juneau, WI 53039

**Donohue Law Office, LLC**  
218 E. Oak Street, PO Box 205  
Juneau, WI 53039

Additionally, the documents referenced above were also served via electronic means on the following individuals on Tuesday, August 20, 2013:

United States Trustee  
Eastern District of Wisconsin  
517 E. Wisconsin Ave.  
Milwaukee, WI 53202

Mary B. Grossman  
Chapter 13 Trustee  
P.O. Box 510920  
Milwaukee, WI 53203

Dated this Tuesday, August 20, 2013.

By: /s/ Michael Edward Holsen  
Michael Edward Holsen  
Attorney of the Debtor  
Bar #: 1073973

Michael Edward Holsen  
Law Offices of Peter Francis Geraci  
2505 N. Mayfair Road, Suite 101  
Wauwatosa, WI 53226  
Phone: (414) 475-0100  
Fax: (312) 332-6354  
Email:

[wah@geracilaw.com](mailto:wah@geracilaw.com)